

APPENDIX "B"

LIMITED POWER OF ATTORNEY FOR PURPOSES OF LITIGATION

I, **ROWLAND A. FABIAN** (SSN 303-24-5916), residing at 3498 Lake Park Avenue, Hobart, Indiana 46342, being over the age of eighteen (18) years, do hereby designate and appoint my nephew, **John L. Fabian**, as my true and lawful attorney-in-fact, and as my authorized agent, for the purpose of doing and performing for me and in my name and to have the authority and all the powers hereafter specified and granted to my attorney-in-fact for the purpose of representing my interest as a party to litigation presently pending in the United States District Court for the Northern District of Indiana under Case No. 2:02-CV-495RL captioned "United States of America, Plaintiff, v. Rowland A. Fabian, Defendant" (hereinafter "Litigation").

The person appointed under this Power of Attorney shall have full authority to act as such attorney-in-fact on my behalf in the Litigation. It is my express intent in executing this Power of Attorney that my attorney-in-fact shall be fully capable and authorized to act on my behalf without the participation of any other person in any act taken under this Power of Attorney, unless otherwise specifically limited in such authority by the subsequent terms hereafter set forth in this Power of Attorney.

Each person acting pursuant to this Power of Attorney shall, as my attorney-in-fact, have all the power and authority to act on my behalf, and in my name, concerning all powers which are incorporated herein by reference and as set forth in Indiana Code § 30-5-5-11 (Claims and Litigation) that I can lawfully perform through an attorney-in-fact with respect to all possible matters and affairs affecting any property owned by me, including, but not limited to, the following matters set forth hereafter:

(a) In conferring general authority with respect to "claims and litigation" I mean that as the principal I authorize my attorney-in-fact to do the following:

(1) Assert and prosecute before a court, an administrative board, a department, a commissioner, or other tribunal, a cause of action, a claim, a counterclaim, an offset, or a defense that the principal has or claims to have against an individual, a partnership, an association, a government, a person, or an instrumentality, including the power to sue for the following:

- (A) The recovery of land or a thing of value.
- (B) The recovery of damages sustained by the principal in any manner.
- (C) The elimination or modification of tax liability.
- (D) An injunction.
- (E) Specific performance.
- (F) Any other relief.

(2) Bring an action of interpleader or other action to determine adverse claims, intervene or interplead in an action or proceeding, and act in litigation as amicus curiae.

(3) In connection with an action, a proceeding, or a controversy at law or otherwise, apply for and, if possible, procure a libel, an attachment, a garnishment, an order of arrest, or other preliminary, provisional, or intermediate relief and resort to and use in all ways permitted by law an available procedure to satisfy a judgment, an order, or a decree.

(4) In connection with an action or a proceeding at law, or otherwise, perform an act the principal might perform, including an acceptance of tender, an offer of judgment, an admission of facts, a submission of controversy on an agreed statement of facts, a consent to examination before trial, and the general binding of the principal in the conduct of litigation or controversy as the attorney in fact considers desirable.

(5) Submit to arbitration, settle, and propose or accept a compromise with respect to a claim existing in favor of or against the principal or litigation to which the principal is, may become, or may be designated a party.

(6) Waive the issuance and service of a summons, citation, or other process upon the principal, accept service of process, appear for the principal, designate persons upon whom process directed to the principal may be served, execute and file or deliver stipulations on the principal's behalf, verify pleadings, appeal to appellate tribunals, procure and give surety and indemnity bonds at the times and to the extent the attorney in fact considers desirable or necessary, contract and pay for the preparation and printing of records and briefs, receive and execute and file or deliver a consent, a waiver, a release, a confession of judgment, a satisfaction of judgment, a notice, an agreement, or other instrument the attorney in fact considers desirable or necessary in connection with the prosecution, settlement, or defense of a claim by or against the principal or of litigation to which the principal is, may become, or may be designated a party.

(7) Appear for, represent, and act for the principal with respect to bankruptcy or insolvency proceedings, whether voluntary or involuntary, whether of the principal or another person, with respect to a reorganization proceeding, a receivership, or an application for the appointment of a receiver or trustee that affects an interest of the principal in real property, a bond, a share, a commodity interest, tangible personal property, or other thing of value.

(8) Hire, discharge, and compensate an attorney, accountant, expert witness, or other assistant when the attorney in fact considers the action to be desirable for the execution of a power permitted under this section.

(9) Pay, from funds in the control of the attorney in fact or the account of the principal, a judgment against the principal or a settlement that may be made in connection with a transaction permitted under this section, receive and conserve money or other things of value paid in settlement of or as proceeds of a transaction permitted under this section, and receive, endorse, and deposit checks.

(10) Perform other acts in connection with a claim by or against the principal or litigation to which the principal is, may become, or may be designated a party.

(b) The powers described herein are exercisable equally with respect to a claim or litigation existing at the time of the giving of the power of attorney or arising after that time, whether located in Indiana or in another jurisdiction.

IN FURTHERANCE OF THESE POWERS, I give my attorney-in-fact full power and authority to do for me and in my name those things which such attorney-in-fact deems expedient and necessary to effectuate the intent of this instrument, as fully as I could do personally for myself; reserving unto myself, however, the power to act on my own behalf.

I hereby ratify and confirm all that my said attorney-in-fact shall do by virtue hereof, and any act or thing lawfully done by my attorney-in-fact under this instrument shall be binding on me and on my heirs, assigns, and legal representatives.

I hereby reserve the right to revoke this Power of Attorney; however, this Power of Attorney shall continue in full force and effect until I have executed and recorded in the Recorder's Office of the County of my residence or of my attorney-in-fact, a written revocation hereof, or until I have delivered to such persons relying upon this Power of Attorney notice of revocation hereof, whichever shall first occur.

This Power of Attorney shall become effective upon my execution hereof, and shall remain in effect and shall continue in effect even in the event of an occurrence of my physical confinement or disability due to illness, or mental incapacity, and the force and effect of the authority granted herein shall not be effected or diminished by my illness, disability or incapacity. It is my express intent that this Power of Attorney be construed and be effective for all purposes as a durable power of attorney. Pursuant to Indiana Code § 30-5-8-3, signature of my attorney in fact to a document shall be conclusive proof of his authority to act for me.

To the extent I am permitted by law to do so, I herewith nominate, constitute, and appoint my attorney-in-fact to serve as my guardian, conservator and/or in any similar representative capacity, and if I am not permitted by law to so nominate, constitute, and appoint, then I request in the strongest possible terms that any Court of competent jurisdiction, which may receive and be asked to act upon a Petition by any person to appoint a guardian, conservator, or similar representative for me, give the greatest possible weight to this request.

Any person dealing in good faith with my attorney-in-fact shall be fully protected and free from liability for any payment, application, or accumulation made or other action taken in reliance upon the authority of my attorney-in-fact under this power of attorney, or any statement or affidavit made by my attorney-in-fact in representing that this power of attorney remains in full force and effect.

IN WITNESS WHEREOF, I have hereto set my hand and seal, before the person named below, as witness, and who has duly witnessed my execution of this instrument, all occurring on this 10th day of March, 2008.



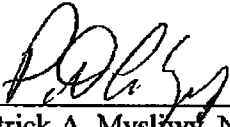
Rowland A. Fabian, Principal

WITNESS:  _____

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public for the State of Indiana and a Resident of Lake County, Indiana, personally appeared before me, the aforesaid Rowland A. Fabian, and subscribed the foregoing instrument and thereupon acknowledged the execution of the foregoing Limited Power of Attorney for Purposes of Litigation, as his free and voluntary act on this 10th day of March, 2008.

My Commission Expires:
November 15, 2009



Patrick A. Mysliwy, Notary Public
Resident of Lake County, Indiana.

THIS INSTRUMENT PREPARED BY: Patrick A. Mysliwy (Indiana ARDC No. 10002-45),
MAISH & MYSLIWY, Attorneys at Law, P.O. Box 685, 53 Muenich Court,
Hammond, Indiana 46320